	Case 3:06-cv-00628-LRH-WGC Documen	t 609 Filed 03/01/12 Page 1 of 2			
1 2					
3					
4					
5					
6					
7	DISTRICT OF NEVADA				
8	KEVIN FERNANDEZ,)	3:06-cv-00628-LRH (WGC)			
9	Plaintiff,)	<u>ORDER</u>			
10	vs.				
11	STATE OF NEVADA, et. al.				
12	Defendants.)				
13	Before the court is Plaintiff's Motion for Contempt of Court (Doc. # 593) ¹ which				
14	Defendant opposed (Doc. # 598). Also before the court is Plaintiff's Motion for Sanctions or				
15					
16	In his Motion for Contempt of Court (Doc. # 593), Plaintiff requests that the court				
17	impose contempt sanctions on NDOC, its accounting department supervisor, and its				
18	Director, Greg Cox for violating the court's order regarding Plaintiff's copy limit. (Id.)				
19	Defendants explain that Plaintiff was previously issued an order allowing a \$750				
20	copy limit, and High Desert State Prison recently refused to make his legal copies even				
21	though he had paid down his copy work account to below \$750. (Doc. # 598 at 1.)				
22	Defendants represent that they spoke with NDOC on February 17, 2012, regarding				
23	Plaintiff's copy work account, and a note was placed on the account indicating that Plaintiff				
24	has a \$750.00 limit regardless of whether he pays down his copy work debt. (Doc. # 598 at				
25	2.) Plaintiff was notified of this correction. (<i>Id.</i>) ²				
26					
27	¹ Refers to court's docket number.				
28	² The remedying of this situation is evider of exhibits in camera after this motion was filed	nced by Plaintiff's attempt to file in excess of 200 pages l. (See Doc. # 600 and Doc. # 601.)			

Case 3:06-cv-00628-LRH-WGC	Document 609	Filed 03/01/12	Page 2	of 2
----------------------------	--------------	----------------	--------	------

The court agrees with Defendants that because the error regarding Plaintiff's copy work account has been rectified, Plaintiff's motion (Doc. # 593) is **DENIED**. Plaintiff has also filed a motion seeking to impose contempt sanctions on his former attorney, Jeffrey S. Blanck. (Doc. # 599.) Plaintiff asserts that Mr. Blanck refused to mail Plaintiff his entire file despite the court's order. (*Id.*) The court previously set this matter for a hearing. (See Doc. # 607.) The court has re-evaluated this motion, and deems that the issuance of a written order in lieu of a hearing is sufficient. The court previously ordered Mr. Blanck to send Plaintiff his file, which Mr. Blanck, as an officer of the court, represented he did. (See Doc. # 561, Doc. # 574 and Doc. # 578.) The court will not require any further action on behalf of Mr. Blanck as he represents that he did in fact send the file to Plaintiff. Plaintiff's motion (Doc. # 599) is **DENIED** and the hearing previously set for March 22, 2012, is VACATED. IT IS SO ORDERED DATED: March 1, 2012 ED STATES MAGISTRATE JUDGE